

The Madison County Plan Commission on the above date at 9:00 A.M. with Bill Maxwell, President, presiding.

Members Present: Bill Maxwell, Phil Isom, Larry Crenshaw, John Simmermon, Patrick Manship, Mark Gary and Wesley Likens.

Members Absent: Paul Wilson and John Orick.

Also Present: Cory Wilson, Executive Director. Judy King, Plan Reviewer, Gerald Shine, Jr., Attorney, and Beverly Guignet, Secretary.

Current Business

1. Roll call was taken with two members, Paul Wilson and John Orick being absent.
2. The minutes of the April and June 2009 meetings were distributed to each member prior to the meeting.

Member Gary made a motion, seconded by Member Crenshaw to approve the April 14, 2009 minutes as presented. The vote was unanimous in favor of the motion.

Member Gary made a motion, seconded by Member Likens to approve the June 9, 2009 meeting as presented. The vote was unanimous in favor of the motion.

There was no meeting for May, 2009.

New Business:

1. ADMINISTRATIVE APPEAL – Petition Denied at the April 14, 2009 Meeting

Petition: 2009-W-001
Address: 000 North CR 350 East, Anderson
Location: West side of CR 350 East, approximately ¼ mile North of CR 500 North
Petitioner: Esta M. Adams Revocable Trust/Leigh Ann Richwine
Request: Relief of Subdivision Control Ordinance rule limiting the number of land splits to four (petitioner seeks one-additional land-split)

Director Wilson told the Board the request before you today is to appeal a denial recommendation from the April 14, 2009 meeting. Article 6, page 16 of the Subdivision Control Ordinance, Section 6.4, Refilling following an adverse discussion:

Any petition which was denied by the Commission shall not be reheard by the Commission for the time period specified by the Zoning and/or Subdivision Control Ordinance. However, the Commission may allow any such petition to be reheard before the expiration of the waiting period if both of the following conditions are met: (1) a majority of the entire membership of the Commission votes in favor of rehearing the petition at a subsequent meeting of the Commission, and (2) the petition is filed and

considered pursuant to all of the other provisions of these Rules and Procedures.

Mrs. Richwine is asking the Board today to re-hear this petition before the one year time period expires.

If the Board votes to re-hear this today then additional information and evidence will be discussed and then the Board could vote accordingly. If the Board does not wish to hear this today then the only other option for the Petitioner is to go before a judge and obtain a writ of Criteria .

Director Wilson stated that what he had asked was for the Richwine's to separate six or seven acres instead of the five they had originally requested. That would be a change from the original request. They have also gone to the Drainage Board and the Health Department where most of the adverse issues were raised at the April meeting.

Proper notification was given for this appeal.

Member Likens moved to deny today's request of the Administrative Appeals decision on Petition 2009 –W - 001.

Member Crenshaw seconded the motion.

The vote was unanimous in favor of the motion.

2. Miscellaneous

Director Wilson gave the Board members each a copy of a report showing a synopsis of the fee schedule showing additional funds that were generated by the change. In five weeks the old fee schedule versus the new generated an additional \$4,000 in income. This is a slow period in building. There will need to be adjustments made in the fee scheduling concerning commercial building permits and sign permits.

Member Gary made a motion, seconded by Member Manship to adjourn. The vote was unanimous in favor of the motion.

Adjournment: 9:34:32 A.M.

Bill Maxwell, President

Beverly Guignet, Secretary

